

S/N: 09/556,824

4/16/2004

Docket No.: SUD-115-USAP

AF 2700 #
#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Serial No.: 09/556,824

Applicant: Hiroyuki OGAWA

Filed: April 21, 2000

Docket No: SUD-115-USAP

For: Method for Observing and Projection, Method for
Detecting Microorganisms and Projection Detecting

Confirmation No.: 6405

Art Unit: 2623

Examiner: Kim, Chong R.

Customer No: 28892

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MAY - 5 2004

DIRECTOR OFFICE

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PETITION TO RESTART PERIOD FOR REPLY APR 21 2004
DUE TO LATE RECEIPT OF OFFICE ACTION

Technology Center 2600

Applicant hereby petitions the Commissioner to restart the period for reply to the Office Action dated February 10, 2004 at the date of receipt, April 14, 2004.

The Office Action dated February 10, 2004 was mailed in an envelope which bears a frank date of February 10, 2004. This envelope was not received in the undersigned's office until April 14, 2004. Attached hereto is a declaration of Jill Tuncay who opens the mail for this office received from the United States Patent Office.

(a) This petition is filed within two weeks of the date of the Office Action at the correspondent's address. The date of receipt is April 14, 2004. This is evidenced by the received marking on the face of the Office Action of April 14, 2004, the received date on the copy of the envelope attached hereto, and by the declaration of Jill Tuncay.

(b) A substantial portion of the set reply period has elapsed. Over two months of the set reply period has elapsed (February 10, 2004 to April 14, 2004).

(c) (1) Evidence showing date of receipt of the Office Action at the correspondent's address. This evidence includes the declaration of Jill Tuncay, the written in received date of April 14, 2004, and the receipt date on the frank side of the envelope. Still further, applicant attaches to this petition a copy of applicant's log book showing the log of all papers received from the Patent Office from February 10, 2004 to

April 14, 2004. This log book does not show any other entry for serial no. 09/556,824 (SUD-115).

(2) The above evidence establishes that the date of the receipt of the Office Action at the correspondent's address was April 14, 2004 and not before. Applicant's log book shows no prior receipt, and the declaration of Jill Tuncay shows the first receipt on April 14, 2004.

Attached hereto is the petition fee of \$130.00 as required by 37 CFR §1.17(i). The Commissioner is hereby authorized to charge payment of any additional fees due or credit any overpayment to Deposit Account No. 19-2816. A duplicate copy of this sheet is enclosed.

The undersigned further petitions that this petition fee be refunded and credited to Deposit Account No. 19-2816 if this petition is granted.

Very truly yours,



Ronald R. Snider
Reg. No. 24,962

April 14, 2004

Snider & Associates
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(202) 347-2600

RRS/jt

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Serial No.: 09/556,824

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Applicant: Hiroyuki OGAWA

Art Unit: 2623

Filed: April 21, 2000

Examiner: Kim, Chong R.

Docket No: SUD-115-USAP

Customer No: 28892

For: Method for Observing Object by Projection, Method for
Detecting Microorganisms and Projection Detecting System

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Jill H. Tuncay
5306 38th Street, N.W.
Washington, D.C. 20015

APR 21 2004

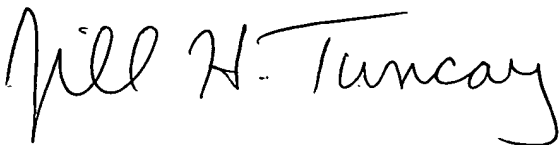
Technology Center 2600

My name is Jill Tuncay and I am employed by Snider & Associates, whose principal attorney is Ronald R. Snider. Among my duties is the opening of Patent Office mail and the noting on the face of each Office Action the received date. In the case of serial no. 09/556,824, the received date is April 14, 2004.

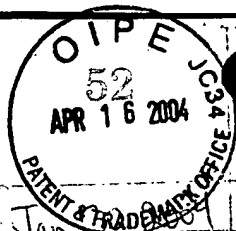
As soon as I noticed the received date was substantially different from the date mailed, I attached the mailing envelope to the copy of the Office Action for document retention purposes. At this time, I also entered on the side of the Office Action "received April 14, 2004 Jill H. Tuncay" in order to properly identify the envelope.

Also my duties include maintaining a log book of all incoming papers from the United States Patent Office. A copy of this log book is attached hereto which covers the period from February 10, 2004 until April 14, 2004. This log book shows no entry for the application serial no. 09/556,824 (SUD-115-USAP) prior to April 14, 2004.

I hereby declare upon penalty of perjury that all of the above facts are true and correct.



Jill H. Tuncay



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APR 21 2004

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Jan 22 2004	Cert. of Correction	SUG-136-DIV 2	6,619,580	Feb
Feb 5 2004	Yellow Card	SUG-178-PCT	10/484,408	Feb
Feb 5 2004	Yellow Card	KAU-315-USAP	10/763,253	Feb
Feb 5 2004	Yellow Card	KAU-314-USAP	10/763,284	Feb
Feb 5 2004	Yellow Card	TAK-168-USAP	10/765,969	Feb
Feb 5 2004	Off. Commun./IDS Rec'd	IWA-175-USAP	09/986,012	Feb
Jan 26 2004	Not. of Recordation	OGA-206-USAP	10/619,113	Feb
Jan 30 2004	Not. of Recordation	TAK-154-USAP	10/452,200	Feb
Feb 5 2004	Final Off. Action	SUD-109-DIV	09/897,105	Feb
Jan 29 2004	Filing Receipt	OGA-208-USAP	10/694,883	Feb
Feb 2 2004	Filing Receipt	KAU-306-USAP	10/670,198	Feb
Feb 5 2004	N/F Off. Action	KUB-011-USAP	09/948,779	Feb
Jan 29 2004	Issue Notification	KAU-237-USAP	09/732,921	Feb
Feb 3 2004	Hard Copy	OGA-191-USAP	6,685,632	Feb
Feb 9 2004	Not. of Recordation	OGA-203-USAP	10/396,464	Feb
Feb 3 2004	Corr. Not. of Recordation	KAU-303-USAP	10/610,671	Feb
Feb 9 2004	Not. of Publ. of Application	NOVA-015-USAP	10/378,664	Feb
Feb 4 2004	Not. of Publ. of Appl.	KAU-303-USAP	10/610,671	Feb
Feb 9 2004	Soft Copies	OGA-191-USAP	10/095,107	Feb
Feb 3 2004			6,685,631	Feb

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Feb 12 2004	Notice of Abandonment	09/979,712
Feb 9 2004	AIA-100-PCT	
Feb 12 2004	N/F Off. Action	09/832,884
Feb 10 2004	L/M-102-DIV	
Feb 12 2004	Issue Notification	09/624,247
Feb 6 2004	L/M-103-USAP	6,697,978
Feb 12 2004	Not. of Recordation	10/363,682
Feb 5 2004	AIA-102-PCT	
Feb 12 2004	Not. of Recordation	10/362,127
Feb 5 2004	IKU-100-PCT	
Feb 18 2004	Not. of Patent Expiration	08/278,132
Feb 11 2004	TAT-111-USAP	5,474,644
Feb 18 2004	Not. of Allowance	10/226,122
Feb 13 2004	SUG-139-DIV	
Feb 18 2004	Iss. Notification	10/227,840
Feb 17 2004	SUG-159-USAP	
Feb 18 2004	Corrected Filing Receipt	10/671,519
Feb 11 2004	SHD-103-USAP	
Feb 18 2004	Not. of Publication of Application	10/363,682
Feb 10 2004	AIA-102-PCT	
Feb 18 2004	Not. of Publ. of Appl.	10/627,892
Feb 10 2004	SUG-168-USAP	
Feb 18 2004	N/F off. Action	10/282,085
Feb 17 2004	TDG-143-USAP	
Feb 18 2004	Examiners Answer / Board of Patent Appeals	09/456,833
Feb 11 2004	KAW-215-USAP	
Feb 18 2004	Hard Copy	09/732,921
Feb 17 2004	KAW-237-USAP	6,693,715
Feb 25 2004	Soft Copies	09/732,921
Feb 17 2004	KAW-237-USAP	6,693,715
Feb 25 2004	Not. of Publ. of Application	10/629,737
Feb 23 2004	SUG-169-USAP	
Feb 25 2004	Not. of Recordation	10/627,892
Feb 20 2004	SUG-168-USAP	
Feb 25 2004	Filing Receipt	10/718,789
Feb 20 2004	SUG-176-USAP	
Feb 25 2004	Issue Notification	10/314,941
Feb 23 2004	KUJ-100-USAP	

Feb 25 2004	Not. of Recordation	10/277,000	M
Feb 18 2004	AIA-101-PCT		M
Feb 25 2004	Not. of Recordation	10/629,737	M
Feb 11 2004	SUG-169-USAP		M
Feb 25 2004	Not. of Publ. of Appl.	10/213,081	M
Feb 23 2004	SUG-157-USAP		M
Feb 25 2004	Not. of Publ. of Appl.	10/399,711	M
Feb 23 2004	AIA-103-PCT		M
Feb 27 2004	Yellow Card	10/779,730	M
—	NOVA-012-C		M
Feb 27 2004	Yellow Card	10/781,944	M
—	OGA-210-USAP		M
Feb 27 2004	Yellow Card	10/779,597	M
—	KAW-317-USAP		M
Feb 27 2004	Filing Receipt	10/472,115	M
Feb 26 2004	SUG-171-PCT		M
Feb 27 2004	Not. of Publ. of Application	10/363,182	M
Feb 24, 2004	AIA-102-PCT		M
Feb 27 2004	Not. of Publ. of Application	10/627,892	M
Feb 24 2004	SUG-168-USAP		M
Feb 27 2004	Filing Receipt	10/703,633	M
Feb 25 2004	OGA-209-USAP		M
Feb 27 2004	Not. of Allowance	09/775,584	M
Feb 23 2004	KAW-245-USAP		M
Feb 27 2004	Restriction Requirement	09/544,561	M
Feb 25 2004	NOVA-010-USAP		M
Feb 27 2004	Hard Copy	09/624,247	M
Feb 24 2004	L/M-103	6,697,978	M
Feb 27 2004	Soft Copies	09/624,247	M
Feb 24 2004	L/M-103	6,697,978	M
March 1 2004	Final O/A	09/800,910	M
Feb 27 2004	OGA-181-USAP		M
March 1 2004	Cert of Corr.		M
Feb 25 2004	KAW-284-USAP	6,648,476	M
March 1 2004	Cert. of Corr.		M
Feb 25 2004	KAW-254-DIV	6,643,078	M
March 5 2004	Hard Copy	10/227,840	M
March 2 2004	SUG-159-USAP	6,700,139	M

March 5 2004	Soft Copies	10/227,840
March 2 2004	SUG-159-USAP	6,700,139
March 5 2004	Not. of Allowance	10/105,371
March 1 2004	KAW-276-USAP	
March 5 2004	N/F Off. Action	10/149,218
March 1 2004	SUG-156-PCT	
March 5 2004	Iss. Not.	09/253,765
March 1 2004	OGA-156-USAP	
March 5 2004	Not. of Publ. of Appl.	10/648,485
March 1 2004	AIA-100-C	
March 5 2004	Suppl. Not. of Allowability	09/964,878
March 3 2004	IWA-136-CIP	
March 5 2004	Iss. Not.	10/021,014
March 3 2004	KAW-268-USAP	
March 5 2004	Maint. Fee Reminder	
March 2 2004	Bainroom	5,540,383
Mar 5 2004	Not. of Recordation	10/436,440
Mar 2 2004	SUG-163-USAP	
Mar 5 2004	White Card	
Mar 1 2004	KAW-279-USAP	6,667,656
Mar 5 2004	White Card	
Feb 27 2004	KAW-194-USAP	6,670,980
Mar 5 2004	Yellow Card	10/781,903
—	OGA-211-USAP	
Mar 5 2004	Yellow Card	76/576,593
—	MIT-111-TM	
Mar 10 2004	Not. of Allowance	10/226,253
Mar 4 2004	OGA-194-USAP	
Mar 10 2004	Iss. Notification	09/986,012
Mar 8 2004	IWA-175-USAP	
Mar 10 2004	IDS - additional acceptance	10/279,004
Mar 5 2004	NOVA-012-USAP	
Mar 16 2004	Yellow Card	10/790,097
—	KAW-316-USAP	
Mar 16 2004	Yellow Card	60/549,162
—	BTZ-100-PROV	
Mar 16 2004	Restriction Requirement	10/363,683
Mar 8 2004	AIA-102-PCT	

Mar 16 2004	Filing Receipt	76/576,593
Mar 11 2004	MIT-111-T/M	
Mar 16 2004	Maint. Fee Reminder	09/064,833
Mar 11 2004	KUB-003-USAP	6,103,385
Mar 16 2004	Supplemental Not. of Allowability	09/249,777
Mar 11 2004	OGA-155-USAP	
Mar 16 2004	Not. of Allowance	09/161,500
Mar 9 2004	OGA-150-USAP	
Mar 16 2004	Hard Copy	10/314,941
Mar 9 2004	KUT-100-USAP	6,702,111
Mar 16 2004	Soft Copies	10/314,941
Mar 9 2004	KUT-100-USAP	6,702,111
Mar 19 2004	Not. of Allowance	10/151,973
Mar 16 2004	KAW-278-USAP	
Mar 19 2004	Maint. Fee Statement	08/379,514
Mar 12 2004	TOG-105-PCT	5,558,896
Mar 19 2004	Maint. Fee Statement	08/392,985
Mar 12 2004	TOG-106-PCT	5,585,870
Mar 19 2004	Not. of Publ.	76/350,126
Mar 16 2004	IWA-176-T/M	
Mar 19 2004	Not. of Allowance	10/156,027
Mar 17 2004	KAW-280-USAP	
Mar 19 2004	Final O/A	09/737,752
Mar 15 2004	KAW-239-USAP	
Mar 19 2004	N/E O/A	10/197,908
Mar 12 2004	IWA-160-C	
Mar 19 2004	Soft Copy	10/021,014
Mar 16 2004	KAW-268-USAP	6,707,559
Mar 19 2004	Soft Copy	09/253,765
Mar 16 2004	OGA-156-USAP	6,707,485
Mar 19 2004	Filing Receipt	10/468,367
Mar 15 2004	AIA-105-PCT	
Mar 24 2004	N/E Off. Action	10/279,003
Mar 17 2004	NOVA-013-USAP	
Mar 24 2004	Not. of Publ.	76/538,669
Mar 18 2004	MIT-110-T/M	
Mar 24 2004	Not. of Acceptance	74/709,874
Mar 18 2004	AND-102-USA-T	2,130,959

Mar 24 2004	Restriction Requirement	10/229,107
Mar 18 2004	SHD-102-USAP	
Mar 30 2004	Yellow Card	10/806,237
	OGA-212-USAP	
Mar 30 2004	Yellow Card	10/489,405
	TOG-145-PCT	
Mar 30 2004	Yellow Card	10/799,685
	KAW-318-USAP	
Mar 30 2004	Yellow Card	10/489,600
	ANDO-017-PCT	
Mar 30 2004	Filing Receipt	10/736,225
Mar 25 2004	KAW-311-USAP	
Mar 30 2004	Not. of Publ. of Application	10/645,909
Mar 22 2004	KAW-304-USAP	
Mar 30 2004	Not. of Allowance	10/158,167
Mar 23 2004	SUG-155-USAP	
Mar 30 2004	Not. of Publ. of Appl.	10/450,423
Mar 22 2004	AITA-104-PCT	
Mar 30 2004	Corrected Filing Receipt	10/226,253
Mar 22 2004	OGA-194-USAP	
Mar 30 2004	Not. of Recordation	10/645,909
Mar 19 2004	KAW-304-USAP	
Mar 30 2004	N/F Off. Action	10/094,003
Mar 26 2004	KAW-272-USAP	
Mar 30 2004	Not. of Allowance	10/327,930
Mar 26 2004	KAW-288-USAP	
Mar 30 2004	Soft Copies	09/986,012
Mar 23 2004	IWA-175-USAP	6,710,331
Mar 30 2004	Final Off. Action	09/396,352
Mar 23 2004	NOVA-002-USAP	
Apr 5 2004	Yellow Card	60/556,507
	NOVA-017-PROV	
Apr 5 2004	Revised Publication	10/473,115
Mar 31 2004	SUG-171-PCT	
Apr 5 2004	Not. of Publ. of Appl.	10/358,285
Mar 31 2004	KAW-291-USAP	
Apr 5 2004	Restriction Requirement	10/203,752
Mar 31 2004	SUG-158-PCT	

Apr 5 2004	Not. of Allowance	10/463,395	A
Mar 29 2004	KAW-301-USAP		F
Apr 5 2004	Filing Receipt	10/740,689	A
Mar 29 2004	KAW-312-USAP		
Apr 5 2004	Filing Receipt	10/739,018	A
Mar 29 2004	KAW-310-USAP		A
Apr 5 2004	Issue Notification	10/279,009	A
Mar 29 2004	NOVA-012-USAP		
Apr 5 2004	Not. of Pub. of Application	10/334,784	F
Mar 31 2004	KAW-290-USAP		
Apr 5 2004	Not. of Pub. of Application	10/466,601	A
Mar 31 2004	SUG-166-PCT		A
Apr 5 2004	Not. of Recordation	10/399,711	F
Mar 30 2004	AIA-103-PCT		A
Apr 5 2004	Hard Copy	09/253,765	F
Mar 16 2004	OGA-156	6,707,485	A
Apr 5 2004	Hard Copy	10/021,014	F
Mar 16 2004	KAW-268	6,707,559	I
Apr 5 2004	Hard Copy	09/986,012	F
Apr 1 2004	IWA-175	6,710,331	F
Apr 5 2004	Not. of Allowance	10/206,070	I
Mar 29 2004	TUG-142-USAP		I
Apr 8 2004	Updated Filing Receipt	10/690,453	I
Apr 5 2004	SUG-174-USAP		F
Apr 8 2004	Issue Notification	10/280,053	
Apr 2 2004	KAW-285-USAP	6,724,547	
Apr 8 2004	Issue Notification	29/179,744	
Apr 2 2004	ZUD-DES-CIP	0488,684	
Apr 8 2004	Not. of Publ. of Application	10/432,864	
Mar 25 2004	SUG-164-PCT		
Apr 8 2004	Not. of Publ. of Application	10/250,529	
Apr 6 2004	SUG-165-PCT		
Apr 8 2004	Advisory Action	10/242,768	
Apr 6 2004	SUG-141-CIP		
Apr 8 2004	Not. of Publ. of Application	10/240,101	
Apr 6 2004	SUG-160-PCT		
Apr 8 2004	Priority Action	76/547,291	
Apr 2 2004	TAK-157-T/M		

Apr 8 2004	Priority Action		76/547,282
Apr 2 2004		TAK-156-T/M	
Apr 14 2004	Not. of Accept. of Power of Attorney		10/182,151
Apr 9 2004		IKU-101-PCT	
Apr 14 2004	Iss. Notification		09/964,878
Apr 9 2004		IWA-136-CIP	
Apr 14 2004	Filing Receipt		10/745,707
Apr 9 2004		KAW-313-USAP	
Apr 14 2004	Updated Filing Receipt		10/736,225
Apr 9 2004		KAW-311-USAP	
Apr 14 2004	Filing Receipt		10/471,319
Apr 7 2004		IKU-102-PCT	
Apr 14 2004	Not. of Publ. of Appl.		10/671,519
Apr 7 2004		SHP-103-USAP	
Apr 14 2004	Off. Action		76/551,471
Apr 12 2004		TAK-158-T/M	
Apr 14 2004	Cert. of Corr.		
Apr 6 2004		KAW-194-USAP	6,670,980
Apr 14 2004	Final Off. Action		09/556,824
Feb 10 2004		SUD-115-USAP	
Apr 14 2004	Final Off. Action		09/808,945
Apr 9 2004		KAW-247-USAP	
Apr 14 2004	Advisory Action		09/897,105
Apr 7 2004		SUD-109-PIV	